

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

United States of America,

Case No. 20-cr-0032 (WMW/ECW)

Plaintiff,

ORDER

v.

Desmond Egon Wireko Brobby,

Defendant.

This matter is before the Court on Defendant Desmond Egon Wireko Brobby's motion for continuance of the trial date and exclusion of time under the Speedy Trial Act. (Dkt. 41.) Brobby seeks to extend all deadlines through the setting of a change of plea hearing. Brobby further requests that the time from when he filed the instant motion until such time as the change of plea hearing occurs be excluded under the Speedy Trial Act.

The Court has carefully reviewed Brobby's motion. In light of the present circumstances, including the parties' efforts to resolve this case, the Court finds that the failure to exclude time to allow for the parties' possible resolution would result in a miscarriage of justice. *See* 18 U.S.C. § 3161(h)(7)(B)(i). Therefore, the ends of justice served by continuing the trial date outweigh the interest of the public and Defendant's right to a speedy trial under Title 18, United States Code, Section 3161(h)(7)(A).

Based on the foregoing analysis, and all the files, records and proceedings herein,

IT IS HEREBY ORDERED:

1. Defendant Desmond Egon Wireko Brobbly's motion for a continuance and to exclude time under the Speedy Trial Act, (Dkt. 41), is **GRANTED**.

2. The time period from **August 28, 2020 through October 29, 2020**, shall be excluded from the calculation of days within which trial must commence pursuant to Title 18, United States Code, Section 3161(h)(7)(A).

Dated: September 21, 2020

s/Wilhelmina M. Wright
Wilhelmina M. Wright
United States District Judge